

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION (AT DAYTON)

PAYSOURCE, INC., <u>et al.</u>	:	CASE NO. 3:07CV0129
	:	
Plaintiffs,	:	(Judge Walter H. Rice)
	:	(Magistrate Judge Sharon L. Ovington)
v.	:	
	:	
MIRABILIS VENTURES, INC., <u>et al.</u>	:	DEFENDANT FRANK AMODEO'S
	:	REPLY TO PLAINTIFFS'
	:	MEMORANDUM IN OPPOSITION
Defendants.	:	TO DEFENDANT FRANK
	:	AMODEO'S MOTION FOR AN
	:	EXTENSION OF TIME TO
	:	RESPOND TO PLAINTIFFS'
	:	<u>COMPLAINT</u>

Pursuant to S.D. Ohio Civ. R. 6.1 and Fed. R. Civ. P. 6(b)(1), the Court should grant Defendant Frank Amodeo a short extension of time, to and including March 17, 2008, to respond to Plaintiffs' Complaint. Mr. Amodeo lives in Florida, and his counsel in this case is in Ohio. To this point, the undersigned counsel have spoken to Mr. Amodeo only by telephone. The allegations in the Complaint concern a series of alleged complex acquisitions gone awry. The undersigned counsel have been working on a motion to dismiss, which is also complex and requires support by affidavit. Counsel have been diligent in working on the motion but have been unable to meet in person with Mr. Amodeo, in Florida, until March 11, 2008. A mere two-week extension, not interposed for delay, is not unreasonable in this complex, multi-party, multi-count case involving not one but multiple transactions and large alleged damages.

Accordingly, Defendant Amodeo requests that this Court grant his motion for a two-week extension to and including March 17, 2008, to respond to Plaintiffs' Complaint.

Respectfully submitted,

/s Charles J. Faruki

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CERTIFICATE OF SERVICE

I certify that on the 11th day of March, 2008, I electronically filed the foregoing Defendant Frank Amodeo's Reply to Plaintiffs' Memorandum in Opposition to Defendant Frank Amodeo's Motion for an Extension of Time to Respond to Plaintiffs' Complaint with the Clerk of Courts using the CM/ECF system, which will send notification of such filing to CM/ECF participants, and I hereby certify that I have mailed by United States Postal Service the document to the non-CM/ECF participants:

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